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06 UNITED STATES DISTRICT COURT  
07 WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

08 UNITED STATES OF AMERICA, )  
09 Plaintiff, ) CASE NO. CR12-183-JLR  
10 v. )  
11 RICARDO MARTINEZ-PEREZ, ) DETENTION ORDER  
12 Defendant. )  
13 \_\_\_\_\_ )

14 Offense charged: Felon in Possession of a Firearm (three counts)

15 Date of Detention Hearing: July 13, 2012.

16 The Court, having conducted a detention hearing pursuant to 18 U.S.C. § 3142(f), and  
17 based upon the factual findings and statement of reasons for detention hereafter set forth, finds  
18 that no condition or combination of conditions which defendant can meet will reasonably  
19 assure the appearance of defendant as required and the safety of other persons and the  
20 community.

21 FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION

22 1. Defendant's criminal record includes multiple failures to appear for court

01 hearings with resulting bench warrant activity. An active warrant has been issued by King  
02 County for violation of probation for failure to complete drug treatment. Defendant reports  
03 regular use of methamphetamine, marijuana, and cocaine.

04 2. Defendant admits previous gang membership although the AUSA proffers  
05 evidence of active gang membership. The current charges involve allegations that defendant  
06 attempted to sell firearms to an undercover agent. His criminal history includes a conviction  
07 for similar charges in 2010.

08 3. At the detention hearing, the AUSA offered testimony to show defendant's  
09 efforts to elude arrest on several occasions when agents went to his house to arrest him.

10 4. There does not appear to be any condition or combination of conditions that will  
11 reasonably assure the defendant's appearance at future Court hearings while addressing the  
12 danger to other persons or the community.

13 It is therefore ORDERED:

14 1. Defendant shall be detained pending trial and committed to the custody of the Attorney  
15 General for confinement in a correction facility separate, to the extent practicable, from  
16 persons awaiting or serving sentences or being held in custody pending appeal;

17 2. Defendant shall be afforded reasonable opportunity for private consultation with  
18 counsel;

19 3. On order of the United States or on request of an attorney for the Government, the  
20 person in charge of the corrections facility in which defendant is confined shall deliver  
21 the defendant to a United States Marshal for the purpose of an appearance in connection  
22 with a court proceeding; and

01 4. The Clerk shall direct copies of this Order to counsel for the United States, to counsel  
02 for the defendant, to the United States Marshal, and to the United State Pretrial Services  
03 Officer.

04 DATED this 16th day of July, 2012.

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07 Mary Alice Theiler  
08 United States Magistrate Judge  
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